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5 UNITED STATES DISTRICT COURT
6 EASTERN DISTRICT OF WASHINGTON
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9 LYLE F. MANGIS, an individual,)
10)
11 Plaintiff,) No. CV-10-209-LRS
12 vs.)
13) PROTECTIVE ORDER
14 LOUISVILLE LADDER, INC., a)
15 Kentucky Corporation,)
16 Defendant.)

17 THIS MATTER comes before the Court on Defendant Louisville
18 Ladder Inc.'s Unopposed and Stipulated Motion for Entry of Protective
19 Order. Having reviewed this Motion, the law and being otherwise fully
20 advised in the premises, the Court hereby grants the Motion as follows:
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22 1. Each party shall mark all documents subject to this Protective
23 Order as "Confidential." The documents and information contained therein
24 shall be used, shown and disclosed only as provided in this Protective Order.
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1 The term "Confidential" as used in this Protective Order shall be construed to
2 include all of the information contained in each document so marked.

3 2. Confidential documents and information shall be made available
4 only to "Qualified Persons." The term "Qualified Persons" means the Court
5 and its officers, the parties, counsel of record, independent experts and
6 consultants, and those clerical employees assisting each counsel, independent
7 expert, and consultant. No person shall have access to Confidential
8 documents or information unless they are a "Qualified Person." No person
9 who gains access to such Confidential documents or information may
10 disclose their contents or the information contained therein to any person
11 other than a "Qualified Person."
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13 3. Confidential documents and information may be disclosed and
14 used solely for the purpose of this lawsuit and for no other purpose.
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16 4. Confidential documents and information may be used at trial or
17 at depositions in accordance with the following safeguards. If Confidential
18 documents and information are used in depositions or at trial, all portions of
19 the transcript of such depositions and trial testimony, and exhibits thereto,
20 that refer or relate to such Confidential documents and information shall
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1 themselves be considered to be Confidential and subject to this Protective
2 Order.

3 5. All Confidential documents and information that are filed with
4 the Court shall be filed under seal. The envelopes or other appropriately
5 sealed containers shall be endorsed with the title of this action, an indication
6 of the nature of the contents, the word "Confidential," and a statement
7 substantially in the following form:
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11 THIS ENVELOPE IS SEALED PURSUANT TO THE ORDER
12 OF THE COURT AND CONTAINS INFORMATION
13 DESIGNATED "CONFIDENTIAL" IN THIS CASE. IT IS NOT
14 TO BE OPENED OR THE CONTENTS HEREOF TO BE
15 DISPLAYED OR REVEALED EXCEPT BY ORDER OF THE
16 COURT.

15 6. The envelope or container shall not be opened or released to
16 anyone who is not a Qualified Person without further Order of the Court.
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18 7. At the conclusion of this action, all Confidential documents and
19 information, and all copies thereof, shall be returned to counsel for the
20 disclosing party or destroyed.
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22 8. If any party contends that any document, information, or portion
23 thereof that another party designates as Confidential is not entitled to
24 protection, that party must so notify the disclosing party in writing. The
25 disclosing party shall serve upon such party an Affidavit or other appropriate
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1 document in support of its claim of confidentiality within ten (10) days of
2 receipt of the written notice. Either party may then file a motion requesting
3 that the Court resolve the dispute over confidentiality. The information shall
4 continue to be protected as Confidential until further Order of the Court
5 following a hearing on the motion.
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7 9. Nothing in this Protective Order will prejudice any party from
8 seeking amendments broadening or restricting the rights of access to and use
9 of Confidential documents and information, contesting the designation of
10 documents or information as Confidential, or contesting the designation of a
11 person as a Qualified Person.
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14 IT IS SO ORDERED this 9th day of September, 2010.
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16 *s/Lonny R. Suko*

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18 LONNY R. SUKO
19 Chief United States District Judge
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